

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

DOCKET NOS. 2005-317-T and 2008-205-T - ORDER NO. 2008-776

NOVEMBER 18, 2008

IN RE: Docket No. 2005-317-T – Application of	)	ORDER GRANTING
Edward H. Taylor d/b/a Palmetto Pride Taxi,	)	REINSTATEMENT OF
1205 Borg Street, Hanahan, South Carolina	)	CERTIFICATE
29406 (District 1) for a Class C Certificate of	)	
Public Convenience and Necessity	)	
	)	
and	)	
	)	
Docket No. 2008-205-T – Petition of the	)	
Office of Regulatory Staff for Commission to	)	
Order a Rule to Show Cause as to Why the	)	
Certificates of Public Convenience and	)	
Necessity for Certain Motor Carriers Should	)	
Not be Revoked for Failure to File Annual	)	
Reports	)	

This matter comes before the Public Service Commission of South Carolina (the Commission) on the request of Edward H. Taylor d/b/a Palmetto Pride Taxi (Palmetto Pride Taxi or the Company) for reinstatement of Class C Certificate of Public Convenience and Necessity No. 7635. The record reveals that Class C Certificate No. 7635 to render motor passenger service in South Carolina was granted to Palmetto Pride Taxi pursuant to Commission Order No. 2005-587, dated October 17, 2005.

On May 19, 2008, ORS filed a petition seeking revocation of the Certificates of Public Convenience and Necessity of certain motor carriers for failure of the certificated carriers to file annual reports as required by 26 S.C. Code Ann. Regs. 103-231 (Supp. 2007). The record reflects that Palmetto Pride Taxi was listed in ORS' petition as a

certificated carrier in non-compliance with the requirement to file annual reports. The Commission held a hearing on August 13, 2008, on the petition of ORS, and Palmetto Pride Taxi's certificate was among those that were found in non-compliance by the Commission and ultimately revoked by Order No. 2008-590 that resulted from this proceeding.

On October 17, 2008, Palmetto Pride Taxi filed a request with the Commission seeking reinstatement of the Company's Certificate. Subsequently on October 20, 2008, the ORS filed a request for postponement of the Commission's ruling on Palmetto Pride Taxi's request for reinstatement in order to give ORS an opportunity to perform a compliance audit of the Company. The Commission granted ORS' request and accordingly issued Order No. 2008-743 whereby ORS was to perform its audit and report its findings and recommendation to the Commission concerning disposition of Palmetto Pride Taxi's request for reinstatement. By letter filed November 5, 2008, ORS advises that ORS conducted its audit and concluded that Palmetto Pride Taxi's records were in order and that the Company's annual report had been received; therefore, ORS does not oppose the Commission's consideration of Palmetto Pride Taxi's request.

The Commission has reviewed the case before it and after due consideration, the Commission concludes that the revocation of Palmetto Pride Taxi's Certificate should be lifted and that the Certificate should be reinstated, subject to compliance with all the applicable statutes and the Commission's Rules and Regulations.

IT IS THEREFORE ORDERED:

1. That Class C Certificate of Public Convenience and Necessity No. 7635 in the name of Edward H. Taylor d/b/a Palmetto Pride Taxi be, and hereby is, reinstated, subject to compliance with all Commission Rules and Regulations.

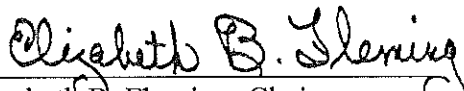
2. That all operating rights authorized under the Certificate are hereby reinstated, subject to compliance with all applicable statutes and the Commission's Rules and Regulations.

3. That prior to compliance with the applicable statutes and the Commission's Rules and Regulations, including the requirements of filing with the Office of Regulatory Staff proof of appropriate insurance, the payment of license fees, and such other information required by law, the motor carrier services authorized by the Certificate shall not be provided.


4. That failure of Edward H. Taylor d/b/a Palmetto Pride Taxi either (1) to complete the certification process by complying with the Commission requirements of causing to be filed with the Office of Regulatory Staff proof of appropriate insurance and the payment of license fees and such other information required by law or (2) to request and obtain from the Commission additional time to comply with the requirements of the Commission as stated above, may result in the authorization approved in this Order being revoked.

5. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
Elizabeth B. Fleming, Chairman

ATTEST:

  
John E. Howard, Vice Chairman  
(SEAL)